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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/238,821	01/28/1999	JOSEPH PHILLIP BIGUS	R0998-238	5818

7590 06/26/2003
✓ STEVEN W ROTH
IBM CORPORATION
DEPARTMENT 917
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EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 06/26/2003

22
Response due 7/26/03

Please find below and/or attached an Office communication concerning this application or proceeding.

JUN 30 2003

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Art Unit: 3624

DETAILED ACTION

1. This communication is responsive to Appellants' Appeal Brief filed on November 13, 2002.

2. The Appeal Brief filed on November 13, 2002 is defective because, the brief does not contain the correct information on page 1 of the brief.

In particular, on page 1 of the appeal brief filed November 13, 2002 (Paper No. 21), the Appellant states that "This is an appeal of a final rejection of claims ---". However, the last office action mailed on May 8, 2002 is a non-final office action. This statement is confusing. Appropriate correction is required.

APPLICANT IS REQUIRED TO SUPPLY THE NECESSARY COPIES WITHIN A TIME LIMIT OF ONE MONTH FROM THE DATE OF THIS LETTER OR WITHIN TWO MONTHS FROM THE DATE OF THE NOTICE OF APPEAL OR WITHIN THE TIME ALLOWED FOR RESPONSE TO THE ACTION APPEALED FROM, WHICHEVER IS THE LONGER, TO AVOID DISMISSAL OF THE APPEAL. NO EXTENSION OF THIS ONE MONTH TIME LIMIT MAY BE GRANTED UNDER EITHER 37 C.F.R. § 1.136(a) OR (b), BUT THE TWO MONTH PERIOD FOR FILING THE BRIEF MAY BE EXTENDED TO A MAXIMUM OF SIX MONTHS.

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Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hani Kazimi whose telephone number is (703) 305-1061. The examiner can normally be reached Monday-Friday from 8:30 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin can be reached at (703) 308-1065.

The fax number for Formal or Official faxes and Draft or Informal faxes to Technology Center 2100 or this Art Unit is (703) 308-6296 or 6306.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-3900.


HANI M. KAZIMI
PRIMARY EXAMINER
Art Unit 3624

January 14, 2003